



3764

# UTILITY PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	N.P. Van der Vliet et al.	Examiner:	D. D. DeMille
Serial No.:	10/055,819	Group Art Unit:	3764
Filing Date:	January 14, 2002	Docket:	12653-13
Title:	OSCILLATORY CHEST COMPRESSION DEVICE		
Reissue of:	U.S. Patent No. 6,036,662		

Assistant Commissioner of Patents  
Washington, D.C. 20231

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COMMISSIONER OF PATENTS AND TRADEMARKS,  
WASHINGTON, D.C. 20231, ON JANUARY 23, 2003. (37  
CFR 1.8a)

KIMBERLY A. HAYES

We are transmitting the following documents along with this Transmittal Sheet:

- ☒ Communication Regarding Litigation Pursuant to 37 C.F.R. §1.178(b) and MPEP §1442.04 with attached Exhibit 1
- ☒ Return postcard

Authorization is hereby given to charge any additional fees or credit any overpayments that may be deemed necessary to Deposit Account Number 50-1901.

Respectfully submitted,

Barbara A. Wrigley, Reg. No. 34,950  
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Telephone: (612) 607-7595

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: N.P. Van Brunt et al.

Serial No.: 10/055,849

Filing Date: January 14, 2002

Title: OSCILLATORY CHEST  
COMPRESSION DEVICE

Reissue of: U.S. Patent No. 6,036,662

Examiner: D. D. DeMille

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KIMBERLY A. HAYES

**COMMUNICATION REGARDING LITIGATION**  
**PURSUANT TO 37 C.F.R. §1.178(b) and MPEP §1442.04**

Dear Sir:

The following pleading filed in American Biosystems, Inc. v. Electromed, Inc.,  
Case No. 00-2646 DWF/SRN is relevant to the above-captioned patent application and  
is enclosed as follows:

Exhibit 1 is a copy of the Memorandum Opinion and Order issued on January 10,  
2003.

Applicants would like to direct the Examiner's attention to pp. 12-24, and  
specifically to pp. 17-20 which pertains to the court's claim construction of "continuous  
air flow generator."

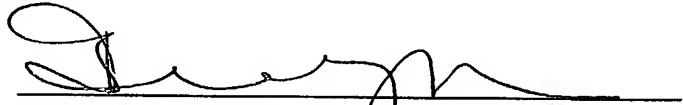
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The Examiner is invited to contact Applicants' Representatives at the below-listed telephone number, if they can be of any assistance during prosecution of the present application.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Barbara A. Wrigley', written over a horizontal line.

Barbara A. Wrigley, Reg. No. 34,950  
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